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|-------------------|-------------------|-------------------|--------------------|
| DATE: | August 7, 2002 | SERIAL NO. | 09/437,006 |
| TO: | Examiner C. Brown | FROM: | Robert J. Crawford |
| FAX NO.: | 703-872-9311 | DOCKET NO. | PHA 51219 |
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Office Action Response After Final

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|-------------|---|-------------------|---------------|
| Applicant: | Zheng et al. | Examiner: | Brown, C. |
| Serial No.: | 09/437,006 | Group Art Unit: | 1765 |
| Filed: | November 9, 1999 | New Docket No.: | PHA 51219 |
| | | (Old Docket No.): | (VI.SI.268PA) |
| Title: | ETCH PROCESS THAT RESISTS NOTCHING AT ELECTRODE BOTTOM | | |

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the papers, as described hereinabove, are being sent via facsimile to 703-872-9311 attention Examiner Charlotte A. Brown on August 7, 2002.

By: Erin M. Nichols

Erin M. Nichols

OFFICE ACTION RESPONSE AFTER FINAL

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Final Office Action dated June 7, 2002, please reconsider the rejection of the claims in view of following remarks.

Remarks

Favorable reconsideration of this application is requested in view of the following remarks. For the reasons set forth below, Applicant respectfully submits that the claimed invention is allowable over the cited references.

The Office Action mailed on June 7, 2002 again asserts that the pending claims (claims 1-21) are not patentable because the Examiner believes the invention is obvious under Section 103(a) over *Grimbergen et al.* (U.S. Patent No. 6,081,334) in view of *Witek et al.* (U.S. Patent No. 5,627,395). Applicant again traverses and, should the